The Remonstrants Say They Have a Right to Know What Money Was Given to Her Personally and Also How She Spent the Society Money in Her Hands.

WASHINGTON, April 5.- The answer of the remonstrants to the reply of the American Red Cross was filed to-day with Senator Proctor, chairman of the investigating committee. It insists upon a most thorough inquiry into all acts of the Red Cross from the beginning of the society's existence and in particular it urges an investigation of Miss Clara Barton's acts.

It is declared that at one meeting of the society, soon after the Galveston flood, Stephen Barton, nephew of Miss Barton appeared before the board of control and said "that moneys used for Red Cross purposes had come addressed to and were remitted to Clara Barton personally and that a little latitude should be given and given graciously to Miss Barton in her desires as to what use should be made of that money."

The remonstrants say that it is their right to know what money was given to Miss Barton as president of the Red Cross and what was given to her as an individual, and what was so given as to make the president accountable for it to the association. They say that it was the duty of the Red Cross president to reveal what funds were given by the donors to be used as she might choose, and what were stamped with a trust. They then call for all of Miss Barton's bank accounts. The point is made with reference to the

Gardener donation of a tract of land in Indiana, which was deeded to Miss Barton in trust for the Red Cross, and which she m trust for the Red Cross, and which she permitted to revert to the donor, that while Miss Barton, as a trustee, might, with the aid of a court of equity, reinquish her trusteeship, she had no right whatever to relinquish the rights of the Red Cross organization. As many of the suspended members are among the incorporators of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross, they now deny the right of the Red Cross of the Red Miss Barton to restore the property donated without authority.

The paper filed to-day tells a story differ-

The paper filed to-day tells a story differing materially from that given by the adherents of Miss Barton as to the Atwell collection of money for the Red Cross. Miss Barton admitted that Atwell had collected money, but said he had threatened the society with a damage suit because of the interference of Mrs. Ellen S. Mussey, who had cancelled his contract and had be routetion.

who had cancelled his contract and had injured his reputation.

Miss Barton said she had permitted him to retain what he had collected and had given him out of her own pecket \$1,000 to settle the matter. It is asserted by the remonstrants that Mrs. Mussey, as counsel for the seciety held that the contract made for the society, held that the contract made by Miss Barton with Atwell was made with-out proper authority and was not binding

out proper authority and was not binding upon the corporation.

Atwell, however, refused to release Miss Barton from her contract, although he did promise not to solicit any more funds. This promise, the remonstrants say, was not kept and Mrs. Mussey had to go to New York to annul the contract.

The remonstrants point also to the collection by W. Howard of \$12,000 and the fact that no part of this reached the Red Cross as further evidence of maladministration. Referring to the denial that dissatisfaction existed with the working of the Red Cross, they ask that the letters of resignation of George Kennan and the Rev. Alexander Kent be called for.

NAVAL RELIEF SOCIETY. Organization Incorporated to Give Aid

to Widows and Orphans. WASHINGTON, April 5 .- The Navy Relief Society, whose object is to afford assistance to the widows and orphans of deceased officers and enlisted men of the navy and the Marine Corps, has been incorporated here. Among the incorporators are Mrs. posevelt Cowles, the President's sister: Admiral Dewey, Secretary Moody and Rear Admirals Taylor, Van Revpen,

Kenny, O'Neil and Higginson. President Roosevelt is one of the honorary vice-presidents. Life membership in society costs \$25, members pay \$1 and junior members 50 cents a year, and those who contribute \$5 are designated as bene-

factors. Auxiliary societies are to be organized throughout the United States.

In an appeal to the public Mrs. Francis
J. Higginson, the president of the society,
says there has never before been a charitable organization that included in its benefits the enlisted force of the navy, and the promoters of the present society consider that some action should be taken to enable

that some action should be taken to enable charitable and philanthropic persons to demonstrate their appreciation of the services of the men behind the guns. "In no way," Mrs. Higginson adds, "can their appreciation be better manifested than by caring for those left helpless and often homeless by the taking away by war or disease of their only means of support." Subscriptions and donations should be sent to Rear Admiral A. S. Kenny, U. S. N., 1402 Chapin street, Washington, D. C.

Nominated by the President. WASHINGTON, April 5 .- The President to-day sent to the Senate the following nom-inations:

To be Consul—George E. Anderson of Illinois, at Hangchow, China.

Army—To be a member of the Mississippi River Commission, Homer P. Ritter of Ohio.

Artillery Corps—To be Major, Capt. Frank

Artillery Corps—To be Major, Capt. Frank
8. Harlow.
To be Captains—First Lieut. Arthur F.
Cassels: First. Lieut. Harry P. Wilbur.
To be First Lieutenants—Second Lieut.
Frederick B. Hennessy; Second Lieut. Fred
L. Perry.
Navy—To be Second Lieutenants in the Marine Corps: Arthur Stokes of New Jersey, John
H. White of Massachusetts, Reginald R. Hogan
of Missouri, Frederick A. Barker of Massachusetts, Edward B. Cole of Massachusetts,
John Newton, Jr., of Georgia, Emile P. Moses
of South Carolina, William L. Burchfield
of Pennsylvania, John H. Thompson of
North Carolina, William T. Headley of Maine,
Alexander M. Watson of the District of Columbia, Harold F. Wirgman of Pennsylvania
and Edward P. Larned of New Jersey.

Movements of Naval Vessels. WASHINGTON, April 5 .- The cruiser Minne-

spolis has arrived at Havana, the gunboat Eagle at Bahia Honda, the gunboat Wilmington at Hankow, the gunboat Vicksburg at Shanghai, the collier Ajax at Woosung, the gunboat Vixen at Guantanamo and the training ship Chesapeake and the tug Standish at Norfolk.

The training ships Columbia and Yankee with the tug Samoset have sailed from

The training snips columbia and Yankee with the tug Samoset have sailed from Tompkinsville for League Island, the despatch boat Dolphin from Hampton Roads for Annapolis, the torpedo boat Winslow from New York for Newport and the tug Potomac from Key West for Pensacola.

Mr. Payne at a Cabinet Meeting. WASHINGTON, April 5 .- Postmaster-General Payne surprised the President and the other members of the Cabinet by appearing at the regular Cabinet meeting to-day.

It was not thought that he had sufficiently recovered from his illness to venture out of doors, but the weather was fine, and Mr. Payne decided to ride over to the White House in a carriage to attend the meeting. He will Old Point Comfort in a day or two to remain until his health is further

Typer Demurrer in Postal Frauds Overruled. WASHINGTON, April 5.- The Court of Appeals of the District to-day handed down an opinion affirming the decision of Justice Pritchard of the Supreme Court of the District overruling the demurrers of former Assistant Attorney-General James Typer and former Assistant Attorney arrison J. Barrett to the indictments of aud 5th conspiracy pending agianst nem inconnection with the postal scandals.

COMMISSION REACHES PANAMA. Members Will Take Up Question of Railwa

Special Cable Despatch to THE SUN. PANAMA, April 5 .- The members of the Panama Canal Commission have arrived here. They will consider the question of the strike of the railway employees.

Meetings were held to-day by the steamship agents and representatives of the laborers. Nothing was arranged. The railroad company refuses to yield to the demands of the strikers. Another meeting will be held to-morrow, at which a settlement may be reached. The company intends to import laborers if it is unable to effect a settlement.

PANAMA RAILROAD STRIKE.

The President Orders Secretary Moody to Keep the Isthmus Line Open. WASHINGTON, April 5.—Reports of serious labor trouble on the Isthmus of Panama reached the Government to-day. The mat-

ter was discussed at the Cabinet meeting, and as a result Secretary of the Navy Moody was directed by the President to take charge of the situation.

Mr. Moody has sent instructions to the senior naval officer on the Isthmus to protect American interests and keep a passage open across the Isthmus, but not to interfere in any way between the strikers and their

in any way between the strikers and their employers, or to take any part in the labor controversy.

controversy.

After sending these instructions this statement was given out:

"The Navy Department has sent instructions to Admiral Glass and Admiral Sigsbee to exercise care that neither the marines nor seamen interpose in labor disputes on the Isthmus of Panama, nothing beyond the preservation of peace and property to be permitted." The strike is among the employees of the Panama Railroad.

NO PANAMA MINISTER.

President Amador Proposes to Economize in That Detail.

The Republic of Panama has decided for purposes of economy not to send to Washington a successor to M. Philippe Bunau-Varilla as Minister to the United

President Amador thinks that all affairs between Panama and the United can be satisfactorily arranged with our Minister in Panama or with Gen. G. W. Davis, who is to be Governor of the canal

P. O. COMPROMISE PLAN.

Now Rests With the P. R. R. Whether the Terminal Site Here Shall Be Bought.

WASHINGTON, April 5 .- A conference in regard to the purchase of a site for postal facilities at the new Pennsylvania Railroad terminal in New York was held here to-day between Secretary of the Treasury Shaw representing the official Postal Commis sion, which recommended that site, at the Post Office and Treasury Departments Representative Douglass of New York city. Fourth Vice-President Samuel Rae of tho Pennsylvania Railroad and a committee of the Merchants' Association of New York.

The object of the conference was to see if all conflicting interests could not come to a compromise through the conference committee of the Senate and House. As a result Secretary Shaw, Representative Douglass and the committee of the Merchants' Association of New York agreed that modifications of the present proposition would be acceptable. The two points of modification are:

of modification are:

First—Reduction of ground area from 145,000 square feet, as originally proposed, to 100,000 square feet.

Second—Transfer to the Government of the fee out to the street line, with retention in the Pennsylvania Railroad of the easements of light and ventilation through a strip of about 40 feet in with next the street line, and through a central quadrangle, instead of the transfer to the Government of the fee only to the space to be actually covered by the Government building, with merely rights of way over the outer strip for access to the building, as originally proposed. to the building, as originally proposed

Mr. Rae was not authorized to commit the Pennsylvania Railroad to the acceptance of these modifications, but said he would submit them to the Pennsylvania officials for consideration. If this proposition is accepted by the Pennsylvania Railroad it is thought that the purchase will be au-

TO PROTECT THE PRESIDENT. Democratic Senators Oppose the Bill or

the Ground of Class Legislation. WASHINGTON, April 5 .- Senator Bacon to-day submitted to the Senate the minority report signed by Democratic members of the Judiciary Committee on the Hoar bill for the protection of the President. The report goes into questions of constitutional law. It is signed by Mesers. Bacon, Pettus, Culberson, Blackburn and Patterson.

The principal objection of the Democrats to the bill is that it creates a favored class, consisting of the President, Vice-President and members of the Cabinet and Ambassadors and Ministers of foreign and Ambassadors and Ministers of foreign Governments, about forty-five persons. The bill provides the death penalty for an assault to murder any of these persons, whether successful or not, and accomplices before and after the fact are treated as

minority declare that this is class The minority declare that this is class legislation, inasmuch as any assault by one of these persons upon any other individual is treated with greater leniency by the law. The signers of the report fail to see any reason why discrimination should be made. It is further asserted that the majority of the people of the United States favor the bill on account of its title, which intimates the people of the United States favor the bill on account of its title, which intimates that the purpose is the protection of the President, which, of course, meets universal approval. If the true effect of the bill were stated in the title it world not be favored, in the opinion of the minority.

The strong opposition to the bill thus manifested indicates that it cannot pass in its present shape during this session of Congress, Senator Hoar has given notice, however, that he will call it up at the first opportunity.

Admiral Watson to Take a European Trip. WASHINGTON, April 5.—Rear-Admiral John C. Watson has been ordered by the John C. Watson has been ordered by the Secretary of the Navy to make a trip to Europe this summer to study the manner in which enlisted men are cared for in the navies of the larger Powers. He will pay particular attention to the athletic amusements afforded to European sailors and the means adopted to improve their morals.

Lieut. A. H. Potter Resigns From the Army. WASHINGTON, April 5. | Lieut. A. H. Potter, Fourteenth Cavalry, resigned from the service to-day. He is from New York city and has as his nearest relative James Brown Potter. He entered the service at the time of the Spanish War, and his resigna-tion came to the War Department by cable from the Philippines, where he is now stationed.

National Banks May Use Panama Bonds WASHINGTON, April 5 .- The Senate Committee on Finance made to-day a favorable report on an amendment to the Panama Canal bill, making the bonds to be issued for the construction of the canal available for security for the circulation or deposits

Special Senate Session for E. R. Brown. ALBANY, April 5 .- In order to accommodate Senator Elon R. Brown, the Senate will hold a session to-morrow night to dispose of the Judges' Pension bill. This measure is a special order of the Senate for to-morrow, but Senator Brown could not attend the day session to-morrow, and to oblige him the Senate will hold a night session. ORDER TO CHARGE CAME NOT.

COURT ORDER INSTEAD, AND EAST BEACH WAR MAY END.

Oyster Bay's Sons of Battle Must Appear Before Judge Seabury and Explain Why They Shouldn't Be Prosecuted Disturbing the Jacob Forces.

GLEN COVE, L. I., April 5 .- This was a day of haloyon quiet out on the strip of sand called East Beach, where the forces of the town of Oyster Bay are facing the Hessians of Leonard Jacob in the war over the possession of the beach, which Mr. Jacob and the town both claim. To-night there came an explanation of the cessation of hostilities on the part of the Jacobites in the arrival of two Deputy Sheriffs with ummonses for the four deputies holding the beach for the town to appear before Judge Seabury in Mineola next Saturday and show cause why they should not be prosecuted for forcibly ejecting the men employed by Mr. Jacob. The summonses were obtained from Judge Seabury at Mineola to-day by Wilmot T. Cox, Mr.

Jacob's lawyer. Up to this time, the disposition of both sides seemed to be in favor of deciding the dispute by force of arms. Until to-day not a step had been taken by either side to bring the matter into court. Although to-day's move may or may not be toward peace, Oystar Bay is breathing easier toight than it has for months past at the thought that her sons for a time at least may be safe.

may be safe.

To-night's unexpected development rather depressed the spirits of Capt. Pat Cahill and his men. The prospect of earning \$2 a day all summer had begun to put life into the town's troops, and all day new life into the town's troops, and all day they have been in fighting mood and just itching to charge across the three feet of ground separating the opposing sentries. When the deputies appeared out of the gathering gloom this evening and delivered the court order, instead of an order to charge, two tears stole slowly down the furrows of Capt. Pat's weatherbeaten

"Well, I'll be goshdurned," he said, and retired into his headquarters to hide his emotion from the troops. An almost melancholy stillness pervaded the spot. No peace protocol was ever received on the eve of battle with such a show of disconstruction. appointment. Drawing up his men finally, Capt. Pat slowly read them the order he had received and they puffed their pipes

In the opposing camp, Mr. Jacob's two men seemed rather to enjoy the discom-fiture of the enemy. Beyond admitting they are from New York, Mr. Jacob's men haven't volunteered any information about themselves, but it leaked out to-day that they are hired detectives from a city agency. The contempt the Colonials had for the Hessians is nothing to that which the citizen over their faces to-day as they looked into the eyes of their enemy over the three feet of shining sand which separated them.

The fact that the town did not go to court when the trouble started over a year ago

when the trouble started over a year ago has been taken to indicate that it is rather afraid of its claim and preferred to tire Jacob out in another way, meanwhile keeping the beach open to the townspeople. None of the village folk has seemed to care much about enjoying the beach till now. One of the deputies, who is a native of Glen Cove, hadn't been there for forty years, he said, until called out to defend the place. The town's board of strategy had arranged to maintain the army of occupation all summer and allow the townspeople to enjoy the beach.

The town government is now facing in-

The town government is now facing in-The town government is now facing internal dissensions and the revolutionary party is being kept under with difficulty, the war not being altogether popular. Even with the town's forces in momentary danger at the front, some of the revolutionary element, organized as the Citizens' League, had the temerity at a meeting last night to attack the Government and the covernment and the covernment are sufficient to a track the Government and the covernment and the covernm call upon it to withdraw the forces and stop the disgraceful scenes "almost ap-proaching riot" that had gone on at the beach. The peace party demanded that the dispute be referred to the proper peace tribunal at Mineola, to which Mr. Jacob

has now taken it.
Although not strong in numbers, the peace party is composed of a lot of good people and is giving the Government not people and is giving the Government not a little concern. A good many persons have predicted the fall of the town board should the war last much longer. So far the troops have been paid in full and their camp has been well supplied by the commissary department, one large demijohn being among the items received to-day.

HOME RULE PLAN FIZZLES.

Senator Elsberg to Issue a Statement That It Really Exists at Present.

ALBANY, April 5 .- An adjourned con ference between Gov. Odell and Republican leaders throughout the State on the home rule question for the cities of the State was held at the Executive Chamber this afternoon. The result of these deliberations vindicates the statements made at the time Gov. Odell flung this home rule question into legislative politics that neither he nor the band of men that surrounds him were sincere in their home rule professions

At the conference to-day Senator Elsberg was authorized to issue a statement to-morrow, which in effect will point out that municipalities as a whole now have almost complete home rule. The proposition to enact a law permitting restaurants to sell liquor was eliminated from the sober consideration of the Republican leaders some time ago, but it is said that one of the New York city members of the Legislature, in order to appear to "make good" on this question will introduce some such measure, which, of course, would be mere buncombe at this stage of the session.

at this stage of the session.

Senator Elsberg last week had introduced by the Senate Cities Committee bills permitting the New York city Police and Fire Commissioners to make reinstatements.

permitting the New York city Police and Fire Commissioners to make reinstatements of members of the force without special legislative enactments and permitting the Board of Aldermen, with the approval of the Board of Estimate and Apportionment, to issue city bonds for purposes not specified in the Charter without coming to the Legislature.

When the conference was over Gov. Odell in answer to a request for information as to what had been done said:

"The conference adopted a report which Senator Elsberg will give out to-morrow, to be published probably on Thursday morning. The report was a lengthy one, but I do not care to say anything regarding it, as it was agreed that nothing should be said in advance of its publication."

"Will there be any bills to be embodied in the report for enactment by the Legislature?"

"I de not care to say say thing as to

"I do not care to say anything as to that."

The Governor would not say whether proposed excise amendments would be a

feature of the report. IN THE INTEREST OF RAMAPO? Assemblyman Smith's Water Creek Bill

Advanced in the Senate. ALBANY, April 5 .- At to-night's sessio of the Senate Assemblyman J. T. Smith's bill prohibiting New York city from seizing two creeks for a water supply in Dutchess county was advanced to a third reading. This is a bill which, it is said, will eventually compel New York city to enter into a contract with the notorious Ramapo company, which owns all the watersheds on the west side of the Hudson.

Trademark for Ples and Ice Cream. ALBANY, April 5 .-- The Assembly passed to-day Assemblyman Hornidge's bill pro viding that bakers may register a trade-mark for their pies, and Assemblyman Agnew's providing that ice cream manu-facturers may register a trade mark for their products. WAR ON DUMMY DIRECTORS. mendment to the Brackett Bill on "Trust" Companies Stricken Out.

succeeded in getting enough votes in the State Senate to-day to strike out an amendment inserted in his bill last night by Senator Elsberg, providing that a corporation using the word "Trust" in its title, even though not a moneyed corporation, may continue o use such word even after the Brackett bill passes. The Elsberg amendment was

To-morrow Senator Brackett will try o pass his bill, though Senator Grady announced he would make another attempt o amend or defeat it. Senator Brackett made a strong plea to the Senate to-day in favor of the bill without amendment. in favor of the bill without amendment. He admitted it was aimed at the Corporation Trust Company of New York, which he said had the same officers as has the Corporation Trust Company of New Jersey which furnished the dummy directors for the United States Ship Building Company, the Franklin Syndicate and the corporation which controlled the Iroquois Theatre of Chicago, which was destroyed by fire last Chicago, which was destroyed by fire last

winter.

Senator Grady insisted that if the objection was against furnishing of "dummy" directors it would apply to every big law office in New York. Senator Brackett said he knew that the boy who swept out the office of the Corporation Trust Company of New Jersey, had been made a vice-president of the Shipbuilding company.

Senator Grady said if the promoters of dummy directors were to be legislated against he would like to call the attention of the Senate, before it went too far, that the next Republican candidate for Governor in this State had made the boy who swept

GODDARD POLICY BILL BEATEN. Democrats Defeat the Plan to Give Sc

ALBANY, April 5 .- The Democratic mempers of the Assembly to-day showed by their votes against Assemblyman Prentice' bill that they do not want to give any en-

thought this was too drastic and would be too open an invitation for the Goddard society of New York city, in whose interests the bill was introduced, to become more zealous in their work and send men like Al Adams to Sing Sing.

Minority Leader Palmer said the societies would lead up the court calendars if the

Minority Leader Palmer said the societies would load up the court calendars if the fines imposed in such cases were given to them, and he believed that the public officers who prosecuted the case upon complaint of these societies should receive at least half of the fines. It was pointed out that rarely are the police of New York city the complainants against the policy men.

Only 69 votes were cast in favor of the bill, seven less than enough to pass, and 60 votes were cast against the bill. It will come up again, but it was shown today that the policy people have succeeded in influencing the minds of the legislators so that its fate is doubtful.

ROOT WINS HIS LAW CASE. Successful in His First Reappearance Suit Before the Court of Appeals.

ALBANY, April 5 .- Former Secretary of War Elihu Root won a victory in the first case he argued in the Court of Appeals after resuming the practice of law in New York. The decision was in the case of the Medical College Laboratory of the City of New York against the New York University. handed down by the Court to-day, sustaining

his client, the College Laboratory, in a question involving the ownership of the real estate occupied by it.

The appeal was taken by the New York University from affirmance of a judgment decreeing that it reconvey to the laboratory the reserved in appeal of the laboratory of the laboratory is the reserved in a particle of the laboratory. the property in question. In 1896 the university invited the laboratory to transfer to it the property it occupied, promising in return that a certain committee, known as the medical committee, should have entire control of the affairs of the Medical College so transferred, and that this committee should always be composed of persons ac-ceptable to the Medical faculty. These alleged conditions were not carried

out and the university asserted that such promises if made were made without promises if made were made without authority, and being oral were within the statute of frauds and limitations.

BILLS OF INTEREST' PASSED

ALBANY, April 5 .- The Assembly passed o-day Senator Davis's bill providing for the appointment by the Governor of three men to appraise lands that are to be con-demned for the \$101,000,000 barge canal. The appraisers are to serve for four years and are to receive \$5,000 a year. This is another of Gov. Odell's pet schemes to make his control of the building of the canal com-

passed the Assembly to-day.
By a vote of 80 to 36 the Assembly passed Assemblyman Fish's bill providing for an additional registration day on the ast Saturday in August.

BOXING BILL REPORTED.

Frawley Measure Approved in Committee -Probably Too Late to Pass. ALBANY, April 5 .- Senator Frawley's bill

creating a three-headed State athletic commission to supervise boxing exhibitions in the State under a law similar to the one governing running races, was reported favorably in the Senate to-day. Had this action been taken earlier in the session it is probable that the bill would stand a chance

of passing.

Senator Frawley says he does not know if he can pass the bill this year. It was introduced only last week and the action of the committee in reporting it so quickly would appear to indicate that there is sentiment favorable to the bill.

Appropriation Increased.

ALBANY, April 5 .- Senator Burton (Dem.,

Rapid Transit Bills Advanced. ALBANY, April 5 .- The Senate without

East River Gas Bill Advanced.

Sharkey Conviction Upheld. ALBANY, April 5 .- The conviction of

ALBANY, April 5.—Senator Brackett

stricken out by a vote of 23 to 18.

n this State had made the boy who swept out his office a director in a corporation.

cieties Fees From Prosecutions.

couragement whatever to societies whose object is to suppress policy playing in New object is to suppress policy playing in New York city. Headed by Assemblyman Barrett (Tam.) they fought the bill bitterly.

The bill provides that in case of a conviction in a policy prosecution the fines imposed shall be paid to the society which furnished the evidence and which prosecuted the case. The Democrats thought this was too drastic and would be too core an invitation for the Goddard

Measure Providing for Canal Appraisers Goes Through-Extra Registration Day.

Assemblyman Newcomb's bill providing

STATE FOREST BILL PASSED. Senator Burton Falls to Get the Catskill

Kings) attacked in the Senate to-day the Kings) attacked in the Senate to-day the Senate bill appropriating \$200,000 to purchase additional forest lands in the State Forest Park in the Adirondacks and \$50,000 to purchase additional Catskill State Park lands. He insisted that the money should be spent equally between the two parks and said that the people of New York city could more readily afford to go to the Catskill park than to the Adirondacks. His motion to amend the bill was defeated and the bill was passed.

comment advanced to a third reading to-night the two New York city rapid transit bills desired by the Rapid Transit Com-mission. The consolidated rapid transit bill, desired by the Citizens' Union, also took this course.

ALBANY, April 5.-The Remsen East River gas bill, which is in the interest of the Cousolidated Gas Company, establish-ing a central gas plant at Astoria, L. I., was advanced to a third reading in the Senate to-night without comment.

Thomas J. Sharkey for manslaughter, first degree, for killing Nioholas Fish in a quarrel in a New York saloon on Sept. 15, 1902, was upheld to-day by the Court of Appeals.

WM. VOGEL & SON Our Concave

Harmony in Men's Dress.

A refined taste recedes from an inharmonious effect, from a clash of colors. The little accessories which go to make our Spring suits and overcoats are studied with an eye to one color scheme. The buttons blend in with the cloth, the linings are in harmony, the silk used in the stitching does not show in contrast with the fabric. These little niceties of tailoring are conspicuous by their absence in usual ready to w ar clothing. But it is by reason of giving attention to details of this nature that ours are the best ready for wear clothes made.

We have put our "Concave" Shoulder and "Closefitting" Collar into all of our Spring suits and overcoats.

\$20 Spring Suits & Overcoats. Medium length overcoats of black and Oxford unfinished worsteds in Vicunas, sliklined throughout to edge of lapels \$20. Top Coats in the short box models of plain tan coverts and coverts with indistinct patterns-\$20.

Cravenette Belt Back Coats and long coats in plain and fancy effects-\$20. Sack Suits in all the new single and double breasted models. in plain and fancy effects-cheviots, tweeds, finished and undressed worsteds-\$20. English Walking Suits in modish materials-\$20.

Houston St.

GLADYS LEIGHTON KIDNAPPED.

Mother Lay in Wait in Barn-Recapture by

the Populace on Bicycles.

There was a great commotion in the town

of Pleasant Plains, Staten Island, yesterday afternoon. The fire bell was rung and

every idle citizen jumped on his bicycle

and raced for the railroad station at Princess Bay. But there was no fire and the bell hadn't been rung to start a bioycle race.

Somebody had seen a strange woman walking along the Amboy road to Princess Bay with Gladys Leighton the thirteen-year-old daughter of James Leighton, a retired sea captain who lives in Pleasant Plains. About the same time Capt. Leighton discovered that his daughter was missing. It was therefore that the fire bell

ing. It was therefore that the fire bell was rung and the bicycle chase begun. The first bicyclist to get to the Princess Bay station, which is about two miles from

the Leighton cottage, was W. D. Porter. He recaptured the girl and the woman

story came out: Capt. Leighton had got a divorce and

Summing Up Botkin Case.

time that the anonymous letters and the poisoned candy were sent.

Spring Suits and Overcoats \$15 to \$35.

WM. VOGEL & SON,

Broadway,

Mathy, a Drink Crazed Planomaker, Then Fought With Pelleeman. Michael Mathy, 42 years old, a piane maker, went to his home at 420 Vest Twenty-sixth street last night in a drunken condition, and because his wife, Mary, hadn't prepared his supper, shot her three times. One bullet struck the woman in the left breast, inflicting only a flesh wound. The second grazed the forehead over her left eye and the third caused an ugly wound is builet awn.

SHOT WIFE THREE TIMES.

eye and the third caused an ugiy would in her left arm.

The shots, together with the screams of Mathy's three little children, who witnessed the shooting, were heard by Policeman Carew in the street below. The policeman rushed up to the Mathy rooms and after a struggle succeeded in disarming the deigh careed ninnesser. An ambuthe drink crazed pianomaker. An ambu-lance was summoned from the New York Hospital and Mrs. Mathy was taken there Her husband was locked up in the West Twentieth street police station.

At the hospital it was found that Mrs.

Mathy's wounds were not very serious, and she was taken back to her home after the wounds had been dressed.

CAN'T SMELL. Hence the Passover Suit of Joseph Loder

for Damage to His Nose.

The Passover feast has brought a sad awakening to Joseph Loder, a tailor. Joseph found himself unable to smell the horse radish and onions, which are used on the feast days to testify to the bitterness of the sufferings endured by the Hebrews during their bondage in Egypt. Till then, Loder avers, he was unaware that he had lost his sense of smell, and he began to wonder how it came about. He remembered that a few days before, Abraham Goldstein, a fellow tailor, lad attacked him with a pair of shears and struck him on the nose. Putting his clues together,

Loder came to the conclusion that Goldstein had not only smashed his nose but also destroyed his olfactory sense.

Yesterday he began a suit in the City Court against Goldstein. His sufferings and destroyed he estimates at \$2.000. and damages he estimates at \$2,000. WESLEYAN STUDENTS SET DOWN Kept Off Athletic Teams Because of Pranks

With "Doe" Raymond's Wagons. MIDDLETOWN, Conn., April 5 .- More than score of Wesleyan freshmen who have a score of Wesleyan freshmen who have just returned from their Easter vacation report that they have received "faculty censures" because of the part they took in "rough-housing" the contents of the barn of "Doc" Raymond, the college janitor, several weeks ago. They took parts of "Doc's" wagons and piled them in a North College corridor. The censure deprives them of the right to represent the college in athletic teams or the glee club. A few promising athletes are affected.

Court Calendars This Day.

Court Calendars This Day.

Appellate Division.—Supreme Court.—Nos. 25, 26, 37, 41, 44, 32, 50, 54, 88, 58, 67, 68, 69, 70, 72.

Supreme Court.—Appellate Term.—Appeals from Municipal Court. Nos. 39, 45, 46, 55, 64, 84, 85, 86, 88, 93, 95, 97, 99, 102, 106, 110, 111, 112, 113, 114.

Supreme Court.—Special Term.—Part I.—Motion calendar called at 10:30 A. M. Part II.—Ex parte matters. Part III.—Clear. Motions. Demurrers. Nos. 328, 461, 470, Preferred cause.—No. 4737. General calendar.—Nos. 3522, 4499, 2923, 2550, 4287, 4288, 4260, 4300, 4301, 4326, 4336, 4342, 4343, 4344, 4447, 4075, 4076. Divorce calendar called at 10:15 A. M. Part IV.—Adjourned until Monday, April 18, 1804. Part V.—Case unfinished. Cases from Part III. Part VI.—Elevated raliroad case.—No. 4552. Bohne vs. Interborough Rapid Transit Company case on. No day calendar. Trial Term.—Part II. Clear. Short causes—Nos. 12114, 13615, 14991. 14650, 10045, 15191, 14672, Part III.—Case unfinished. Nos. 5070, 5008, 5785, 5786, 5337, 4221, 11787, 14133, 14426, 4928, 4622, 4501, 4344, 4716, 4507, 4066, 14752, 1800, 4131, 3793, 4494, 2567, 4406, 4525, 4455, 4550, 4085, 38917, 4698, 4667, 4780, 4842, 5008, 5010. Part III. Part V.—Clear. Cases from Part III. Part VII.—Clear. Cases from Part III. Part VIII.—Clear. Cases from Part III. Part VIII.—Case unfinished. Cases from Part VIII. Part XIII.—Case unfini

Court of Appeals Calendar At BANY, April 5.—The Court of Appeals calendar or Wednesday is Nos. 340, 341, 342, 843, 591, 302, 5 346.

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> artistic merit. It will be quite the most noteworthy affair of the season." -THE GLOBE. -The sale will be conducted by

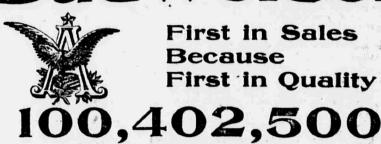
"The display is one of dignity and

Capt. Leighton had got a divorce and the custody of his children. Then he married again. His first wife, who had resumed her maiden name of Prescott, wanted her child Gladys and had captured her near her former husband's house after lying in wait in the barn.

The girl apparently went willingly, but before she had gone more than half the distance to Princess Bay the fire gong was ringing and the populace was astride its bicycles. THOMAS E. KIRBY, of the AMERICAN ART ASSOCIATION, Managors 6 East 23d St., Madison Square South. SAN FRANCISCO, April 5.—Taking of evidence was closed in the Botkin murder evidence was closed in the Botkin murder trial late this afternoon and the prosecu-tion began to sum up. It is expected that the case will go to the jury by Thursday. The District Attorney secured some new evidence against Mrs. Botkin, which was found by a handwriting expert, but it was decided to present this to the jury after the argument is ended, as it deals with letters which Mrs. Botkin wrote at about the same time that the anonymous letters and the

Did Chinese Convert Pick Pastor's Peeket? BRIDGEPORT, Conn., April 5 .- During the baptism of half a dozen Chinamen in the First Baptist Church last Sunday evening, the pastor, the Rev. George W. Nicholson, had his pocket picket of \$150. One of the Chinese converts, who prior to his entrance into the Chinese Sunday school class was an inveterate gambler, is suspected of the

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